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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Timothy W. Conner, *et al.*

Invention Art Unit: 1638

Serial No.: 10/660,208

Examiner: Collins, Cynthia E.

Filed: 11 September, 2003

Atty Docket No.: 38-21(15678)C

For: Plant Regulatory Sequences for  
Selective Control of Gene Expression

**RESPONSE TO RESTRICTION REQUIREMENT DATED 02 DECEMBER, 2005**

Commissioner for Patents  
Washington, DC 20231

Sir:

This paper is submitted in response to the Office Action dated 02 December, 2005, in which the Examiner required a restriction of claims and an election of sequence.

This paper is also filed along with a petition for an extension of time for two (2) months and authorization for the USPTO to deduct the appropriate fees from the Applicants' deposit account 13-4125.

In response to the Office Action, Applicants respectfully submit the following remarks.



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Serial No.: 10/660,208

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For: Plant Regulatory Sequences for  
Selective Control of Gene Expression

Art Unit: 1638

Examiner: Collins, Cynthia E.

Confirmation No.: 4684

Atty. Docket: 38-21 (15678)C

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Certificate of Mailing

I hereby certify that this Response to the Office Action Summary dated December 2, 2005 (Restriction of Claims and Election of Sequence) for the above application, is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On 02/10/2006

Agnes A. Bolwell

(Printed name of person signing this certificate)

Agnes A. Bolwell  
(Signature)